



CLARE E. CONNORS #7936  
United States Attorney  
District of Hawaii

MARGARET C. NAMMAR #9045  
Assistant U.S. Attorney  
Room 6-100, PJKK Federal Building  
300 Ala Moana Boulevard  
Honolulu, Hawaii 96850  
Telephone: (808) 541-2850  
Facsimile: (808) 541-2958  
Email: Margaret.Nammar@usdoj.gov

Attorneys for Plaintiff  
UNITED STATES OF AMERICA

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF HAWAII

UNITED STATES OF AMERICA,	)	MAG. NO. 22-1670 KJM
	)	
Plaintiff,	)	MOTION TO DETAIN
	)	DEFENDANT WITHOUT
vs.	)	BAIL; CERTIFICATE OF
	)	SERVICE
RENE GAMEZ JR.,	)	
	)	
Defendant.	)	
_____	)	

MOTION TO DETAIN DEFENDANT WITHOUT BAIL

The United States hereby moves to detain defendant without bail, pursuant  
to 18 U.S.C. § 3142.

1. Eligibility of Case. This defendant is eligible for detention

because the case involves (check all that apply):

- ☐ a. Offense committed on release pending felony trial (3142(d)(1)(A)(i))\*
- ☐ b. Offense committed on release pending imposition, execution, or appeal of sentence, conviction or completion of sentence (3142(d)(1)(A)(ii))\*
- ☐ c. Offense committed while on probation or parole (3142(d)(1)(A)(iii))\*
- ☐ d. A citizen of a foreign country or unlawfully admitted person (3142(d)(1)(B))\*
- ☐ e. Crime of violence (3142(f)(1)(A))
- ☐ f. Maximum sentence life imprisonment or death (3142(f)(1)(B))
- ☐ g. 10+ year drug offense (3142(f)(1)(C))
- ☐ h. Felony, with two prior convictions in above categories (3142(f)(1)(D))
- ☐ i. Felony not otherwise a crime of violence involving a minor victim (3142(f)(1)(E))
- ☐ j. Felony not otherwise a crime of violence involving the possession or use of a firearm, destructive device, or dangerous weapon (3142(f)(1)(E))
- ☐ k. Felony not otherwise a crime of violence involving a failure to register under 18 U.S.C. § 2250 (3142(f)(1)(E))

- X   l. Serious risk defendant will flee  
(3142(f)(2)(A))
- m. Danger to other person or community \*\*
- n. Serious risk obstruction of justice  
(3142(f)(2)(B))
- o. Serious risk threat, injury, intimidation of  
prospective witness or juror (3142(f)(2)(B))

\* requires “l” or “m” additionally

\*\* requires “a,” “b,” “c,” or “d” additionally

2. Reason for Detention. The court should detain defendant

(check all that apply):

- X   a. Because there is no condition or combination of  
conditions of release which will reasonably assure  
defendant’s appearance as required (3142(e))
- X   b. Because there is no condition or combination of  
conditions of release which will reasonably assure  
the safety of any other person and the community  
(3142(e))
- c. Pending notification of appropriate court or official  
(not more than 10 working days (3142(d))

3. Rebuttable Presumption. A rebuttable presumption that no  
condition or combination of conditions will reasonably assure the appearance of  
defendant as required and the safety of the community arises under Section  
3142(e) because (check all that apply):

- ☐ a. Probable cause to believe defendant committed 10+ year drug offense
- ☐ b. Probable cause to believe defendant committed an offense under 18 U.S.C. § 924(c)
- ☐ c. Probable cause to believe defendant committed an offense under 18 U.S.C. § 956(a) or 2332b
- ☐ d. Probable cause to believe defendant committed 10+ year offense listed in 18 U.S.C. § 2332b(g)(5)(B)
- ☐ e. Probable cause to believe defendant committed an offense involving a minor victim listed in 18 U.S.C. § 3142(e)
- ☐ f. Previous conviction for eligible offense committed while on pretrial release

4. Time for Detention Hearing. The United States requests that the court conduct the detention hearing:

- ☐ a. At first appearance
- ☒ b. After continuance of 3 days (not more than 3)

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5. Out of District Rule 5 Cases. The United States requests that the detention hearing be held:

- X   a. In the District of Hawaii  
      b. In the District where charges were filed

6. Other Matters.

DATED: September 21, 2022, at Honolulu, Hawaii.

CLARE E. CONNORS  
United States Attorney  
District of Hawaii

By /s/ Margaret C. Nammar  
MARGARET C. NAMMAR  
Assistant U.S. Attorney

CERTIFICATE OF SERVICE

I hereby certify that the foregoing document was served on the following  
counsel on the date and in the manner described below:

Served via Electronic Mail and/or CM/ECF:

Office of the Federal Public Defender  
Attorney for Defendant  
RENE GAMEZ JR.

DATED: September 21, 2022, at Honolulu, Hawaii.

/s/ Margaret C. Nammar  
Assistant U.S. Attorney